

**PROOF**

---

---

**STATE OF IOWA**

**Senate Journal**

**WEDNESDAY, MARCH 19, 2003**

---

Printed daily by the State of Iowa during the sessions of the General Assembly. An official corrected copy is available for reference in the Secretary of the Senate's Office. (The official bound copy will be available after a reasonable time upon adjournment.)

---

---

## JOURNAL OF THE SENATE

---

SIXTY-SIXTH CALENDAR DAY  
THIRTY-NINTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Wednesday, March 19, 2003

The Senate met in regular session at 8:30 a.m., President Pro Tempore Angelo presiding.

Prayer was offered by the Reverend Lloyd Johnston, pastor of the First Baptist Church in Centerville, Iowa. He was the guest of Senator Kreiman.

The Journal of Tuesday, March 18, 2003, was approved.

The Senate stood at ease at 8:40 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:55 a.m., President Kramer presiding.

### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McCoy, for the day, on request of Senator Kibbie.

### CONSIDERATION OF BILLS (Regular Calendar)

Senator Iverson asked and received unanimous consent to take up for consideration Senate Files 417 and 316.

### Senate File 417

On motion of Senator Fraise, [Senate File 417](#), a bill for an act relating to the purchase of a police service dog by the department of corrections, was taken up for consideration.

Senator Fraise moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 417](#)), the vote was:

Yeas, 49:

Angelo	Beall	Behn	Black
Boettger	Bolkcom	Brunkhorst	Connolly
Courtney	Dearden	Dotzler	Drake
Dvorsky	Fraise	Gaskill	Gronstal
Hatch	Holveck	Horn	Hosch
Houser	Iverson	Johnson	Kettering
Kibbie	Kramer	Kreiman	Lamberti
Larson	Lundby	McKibben	McKinley
Miller	Putney	Quirnbach	Ragan
Redfern	Rehberg	Schuerer	Seng
Seymour	Shull	Sievers	Stewart
Tinsman	Veenstra	Warnstadt	Wieck
Zieman			

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

### Senate File 316

On motion of Senator Angelo, [Senate File 316](#), a bill for an act relating to the conduct and licensure of school employees by creating a criminal offense of sexual exploitation by a school employee, providing a penalty, authorizing the board of educational examiners to perform record checks at the applicant's expense, and requiring school districts and schools to report practitioner misconduct under certain circumstances, was taken up for consideration.

Senator Angelo offered amendment [S-3040](#), filed by him on March 18, 2003, to pages 1 and 4 of the bill, and moved its adoption.

Amendment [S-3040](#) was adopted by a voice vote.

Senator Angelo moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 316](#)), the vote was:

Yeas, 49:

Angelo	Beall	Behn	Black
Boettger	Bolkcom	Brunkhorst	Connolly
Courtney	Dearden	Dotzler	Drake
Dvorsky	Fraise	Gaskill	Gronstal
Hatch	Holveck	Horn	Hosch
Houser	Iverson	Johnson	Kettering
Kibbie	Kramer	Kreiman	Lamberti
Larson	Lundby	McKibben	McKinley
Miller	Putney	Quirnbach	Ragan
Redfern	Rehberg	Schuerer	Seng
Seymour	Shull	Sievers	Stewart
Tinsman	Veenstra	Warnstadt	Wieck
Zieman			

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Brunkhorst, until he returns, on request of Senator Iverson.

**CONFIRMATION OF GOVERNOR'S APPOINTMENTS  
(Individual Confirmation Calendar)**

Senator Iverson called up the appointment of Michael Ralston, as Director of the Department of Revenue and Finance, placed on the Individual Confirmation Calendar on February 19, 2003, and found on page 278 of the Senate Journal.

Senator McKibben moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 48:

Angelo	Beall	Behn	Black
Boettger	Bolkcom	Connolly	Courtney
Dearden	Dotzler	Drake	Dvorsky
Fraise	Gaskill	Gronstal	Hatch
Holveck	Horn	Hosch	Houser
Iverson	Johnson	Kettering	Kibbie
Kramer	Kreiman	Lamberti	Larson
Lundby	McKibben	McKinley	Miller
Putney	Quirnbach	Ragan	Redfern
Rehberg	Schuerer	Seng	Seymour
Shull	Sievers	Stewart	Tinsman
Veenstra	Warnstadt	Wieck	Zieman

Nays, none.

Absent, 2:

Brunkhorst            McCoy

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Iverson called up the appointment of Michael Blouin, as Director of the Department of Economic Development, placed on the Individual Confirmation Calendar on March 6, 2003, and found on page 427 of the Senate Journal.

Senator Boettger moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 49:

Angelo	Beall	Behn	Black
Boettger	Bolkcom	Brunkhorst	Connolly
Courtney	Dearden	Dotzler	Drake
Dvorsky	Fraise	Gaskill	Gronstal
Hatch	Holveck	Horn	Hosch
Houser	Iverson	Johnson	Kettering
Kibbie	Kramer	Kreiman	Lamberti
Larson	Lundby	McKibben	McKinley
Miller	Putney	Quirnbach	Ragan
Redfern	Rehberg	Schuerer	Seng
Seymour	Shull	Sievers	Stewart
Tinsman	Veenstra	Warnstadt	Wieck
Zieman			

Nays, none.

Absent, 1:

McCoy

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

#### IMMEDIATELY MESSAGED

Senator Boettger asked and received unanimous consent that **Senate Files 316 and 417** be **immediately messaged** to the House.

#### CONSIDERATION OF BILLS (Regular Calendar)

Senator Boettger asked and received unanimous consent to take up for consideration Senate Files 379 and 376.

#### [Senate File 379](#)

On motion of Senator Miller, [Senate File 379](#), a bill for an act relating to certain agricultural liens, was taken up for consideration.

Senator Miller moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 379](#)), the vote was:

Yeas, 49:

Angelo	Beall	Behn	Black
Boettger	Bolkcom	Brunkhorst	Connolly
Courtney	Dearden	Dotzler	Drake
Dvorsky	Fraise	Gaskill	Gronstal
Hatch	Holveck	Horn	Hosch
Houser	Iverson	Johnson	Kettering
Kibbie	Kramer	Kreiman	Lamberti
Larson	Lundby	McKibben	McKinley
Miller	Putney	Quirnbach	Ragan
Redfern	Rehberg	Schuerer	Seng
Seymour	Shull	Sievers	Stewart
Tinsman	Veenstra	Warnstadt	Wieck
Zieman			

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

### [Senate File 376](#)

On motion of Senator Warnstadt, [Senate File 376](#), a bill for an act relating to the surcharge for certain dishonored negotiable instruments, was taken up for consideration.

Senator Warnstadt moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 376](#)), the vote was:

Yeas, 49:

Angelo	Beall	Behn	Black
Boettger	Bolkcom	Brunkhorst	Connolly
Courtney	Dearden	Dotzler	Drake
Dvorsky	Fraise	Gaskill	Gronstal
Hatch	Holveck	Horn	Hosch
Houser	Iverson	Johnson	Kettering
Kibbie	Kramer	Kreiman	Lamberti

Larson	Lundby	McKibben	McKinley
Miller	Putney	Quirnbach	Ragan
Redfern	Rehberg	Schuerer	Seng
Seymour	Shull	Sievers	Stewart
Tinsman	Veenstra	Warnstadt	Wieck
Zieman			

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

**CONSIDERATION OF BILL**  
(Regular Calendar)

Senator Boettger asked and received unanimous consent to take up for consideration [Senate File 378](#).

**[Senate File 378](#)**

On motion of Senator Putney, [Senate File 378](#), a bill for an act relating to the deposit and use of moneys received by cities and counties for assumption of jurisdiction of primary roads and providing effective and retroactive applicability dates, was taken up for consideration.

Senator Putney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" ([S.F. 378](#)), the vote was:

Yeas, 49:

Angelo	Beall	Behn	Black
Boettger	Bolkcom	Brunkhorst	Connolly
Courtney	Dearden	Dotzler	Drake
Dvorsky	Fraise	Gaskill	Gronstal
Hatch	Holveck	Horn	Hosch
Houser	Iverson	Johnson	Kettering
Kibbie	Kramer	Kreiman	Lamberti
Larson	Lundby	McKibben	McKinley

Miller	Putney	Quirnbach	Ragan
Redfern	Rehberg	Schuerer	Seng
Seymour	Shull	Sievers	Stewart
Tinsman	Veenstra	Warnstadt	Wieck
Zieman			

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

#### IMMEDIATELY MESSAGED

Senator Boettger asked and received unanimous consent that **Senate Files 376, 378, and 379** be **immediately messaged** to the House.

#### HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on March 19, 2003, **passed** the following bills in which the concurrence of the Senate is asked:

**House File 344**, a bill for an act allowing a refund of motor fuel taxes paid by a benefited fire district.

Read first time and referred to committee on **Ways and Means**.

**House File 489**, a bill for an act relating to programs and services under the purview of the department of human services, and providing for retroactive applicability and effective dates.

Read first time and referred to committee on **Human Resources**.

**House File 503**, a bill for an act relating to the authorization of podiatrists to administer anesthesia.

Read first time and **attached to companion [Senate File 355](#)**.

ADJOURNMENT

On motion of Senator Boettger, the Senate adjourned at 10:37 a.m. until 8:30 a.m. Thursday, March 20, 2003.

**APPENDIX****APPOINTMENTS**

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

**BY THE GOVERNOR**

	<u>TERM</u>
ACCOUNTANCY EXAMINING BOARD (Sec. 542.3)	
Susan Boe, Des Moines	05/01/2003 – 04/30/2006
Richard Johnson, Sheldahl	05/01/2003 – 04/30/2006
Telford Lodden, West Des Moines	05/01/2003 – 04/30/2006
ALCOHOLIC BEVERAGES COMMISSION (Sec. 123.5-6)	
Scott Doll, Council Bluffs	05/01/2003 – 04/30/2008
ARCHITECTURAL EXAMINING BOARD (Sec. 544A.1)	
Martha Green, Des Moines	05/01/2003 – 04/30/2006
Jeffrey Morgan, Des Moines	05/01/2003 – 04/30/2006
BOARD OF ATHLETIC TRAINING EXAMINERS (Sec. 147.14(18))	
Terri Craft, Marshalltown	05/01/2003 – 04/30/2006
BOARD OF BARBER EXAMINERS (Sec 147.14(1))	
Mary Gran, Newton	05/01/2003 – 04/30/2006
Barbara Martin, Luzerne	05/01/2003 – 04/30/2006
BOARD OF BEHAVIORAL SCIENCE EXAMINERS (Sec. 147.14(13))	
Thorald Davidson, Des Moines	05/01/2003 – 04/30/2006
Barbara O'Rourke, North Liberty	05/01/2003 – 04/30/2006
Timothy Ruppert, Marion	05/01/2003 – 04/30/2006
COMMISSION FOR THE BLIND (Sec. 216B.2)	
Robert Martin, Davenport	05/01/2003 – 04/30/2006
IOWA CAPITAL INVESTMENT BOARD (Sec. 15E.63)	
Carol Garrett, Bettendorf	05/01/2003 – 04/30/2008
CHILD ADVOCACY BOARD (Sec. 237.16)	
Lionel Foster, Mason City	05/01/2003 – 04/30/2007
BOARD OF CHIROPRACTIC EXAMINERS (Sec. 147.14(8))	
Alison Foughty, Des Moines	05/01/2003 – 04/30/2006
Kathleen Kennedy, Ankeny	05/01/2003 – 04/30/2005
Michael Powell, Cedar Rapids	05/01/2003 – 04/30/2006
Diane Puthoff, Davenport	05/01/2003 – 04/30/2006

<b>CITY DEVELOPMENT BOARD (Sec. 368.9)</b>	
Barbara Brown, Cedar Falls	05/01/2003 – 04/30/2009
Ann Hutchinson, Bettendorf	05/01/2003 – 04/30/2009
<b>IOWA STATE CIVIL RIGHTS COMMISSION (Sec. 216.3)</b>	
Alicia Claypool, West Des Moines	05/01/2003 – 04/30/2007
David Leshtz, Iowa City	05/01/2003 – 04/30/2007
Dinh VanLo, Des Moines	05/01/2003 – 04/30/2007
<b>ADMINISTRATOR OF THE DIVISION OF COMMUNITY ACTION AGENCIES (Sec. 216A.2)</b>	
William Brand, Marshalltown	05/01/2002 – Pleasure of the Governor
<b>COMMISSION ON COMMUNITY ACTION AGENCIES (Sec. 216A.92A)</b>	
Thomas Letsche, Rensen	05/01/2003 – 04/30/2006
<b>DIRECTOR OF THE DEPARTMENT OF CORRECTIONS (Sec. 904.107)</b>	
Gary Maynard, Columbia, South Carolina	03/28/2003 – Pleasure of the Governor
<b>BOARD OF CORRECTIONS (Sec. 904.104)</b>	
Robyn Mills, Johnston	05/01/2003 – 04/30/2007
Arthur Neu, Carroll	05/01/2003 – 04/30/2007
Walter Reed, Jr., Waterloo	05/01/2003 – 04/30/2007
Renee Sneitzer, Cedar Rapids	05/01/2003 – 04/30/2007
<b>BOARD OF COSMETOLOGY ARTS AND SCIENCES EXAMINERS (Sec. 147.14)</b>	
Jerry Talbott, Mount Union	05/01/2003 – 04/30/2006
<b>COUNTY FINANCE COMMITTEE (Sec. 333A.2)</b>	
Denise Dolan, Dubuque	05/01/2003 – 04/30/2007
Richard Heidloff, George	05/01/2003 – 04/30/2007
Ben Lacey, Ankeny	05/01/2003 – 04/30/2007
Kevin Wynn, Corning	05/01/2003 – 04/30/2007
<b>CREDIT UNION REVIEW BOARD (Sec. 533.53)</b>	
Lorraine Groves, Sioux City	05/01/2003 – 04/30/2006
Michael Harvey, Buckingham	05/01/2003 – 04/30/2006
Roger Reiser, Grimes	05/01/2003 – 04/30/2006
<b>COMMISSION ON THE DEAF (Sec. 216A.112)</b>	
John Matthews, Gilmore City	05/01/2003 – 04/30/2006
<b>BOARD OF DENTAL EXAMINERS (Sec. 147.14(4))</b>	
Elizabeth Brennan, West Des Moines	05/01/2003 – 04/30/2006
Eileen Cacioppo, Davenport	05/01/2003 – 04/30/2006
Gary Roth, Fairfield	05/01/2003 – 04/30/2006
<b>BOARD OF DIETETIC EXAMINERS (Sec. 147.14(11))</b>	
Rachel Dunn, Fort Dodge	05/01/2003 – 04/30/2006
Joseph Rodriguez, Waterloo	05/01/2003 – 04/30/2006

<b>IOWA DRUG POLICY ADVISORY COUNCIL (Sec. 80E.2)</b>	
Arthur Schut, Solon	05/01/2003 – 04/30/2007
Diane Thomas, Manchester	05/01/2003 – 04/30/2007
<b>IOWA ECONOMIC DEVELOPMENT BOARD (Sec. 15.103)</b>	
Linda Bloodsworth, Davenport	03/15/2003 – 04/30/2004
Robert Bocken, Fort Dodge	05/01/2003 – 04/30/2007
Cynthia Keithley, Council Bluffs	05/01/2003 – 04/30/2007
<b>BOARD OF EDUCATIONAL EXAMINERS (Sec. 272.3)</b>	
Bill Haigh, West Des Moines	05/01/2003 – 04/30/2007
Veronica Stalker, West Des Moines	05/01/2003 – 04/30/2007
Jacqueline Wellborn, Iowa City	05/01/2003 – 04/30/2007
<b>DIRECTOR OF THE DEPARTMENT OF ELDER AFFAIRS (Sec. 231.22)</b>	
Mark Haverland, Polk City	11/27/2002 – Pleasure of the Governor
<b>COMMISSION OF ELDER AFFAIRS (Sec. 231.11)</b>	
John Lowe, Waterloo	05/01/2003 – 04/30/2007
Jane Paulsen, Coralville	05/01/2003 – 04/30/2007
<b>IOWA EMERGENCY RESPONSE COMMISSION (Sec. 30.2)</b>	
Julie Bell, Winterset	05/01/2003 – 04/30/2006
Daniel Rogers, Cedar Rapids	05/01/2003 – 04/30/2006
<b>IOWA EMPOWERMENT BOARD (Sec. 28.3)</b>	
Michael Bergan, Decorah	05/01/2003 – 04/30/2006
Rebecca Burgart, Council Bluffs	05/01/2003 – 04/30/2006
Elaine Szymoniak, Des Moines	05/01/2003 – 04/30/2006
Thomas Wilson, Davenport	05/01/2003 – 04/30/2006
C. Arthur Wittmack, Des Moines	05/01/2003 – 04/30/2006
<b>ENGINEERING AND LAND SURVEYING EXAMINING BOARD (Sec. 542B.3)</b>	
Forrest Holly, Iowa City	05/01/2003 – 04/30/2006
Susan Long, Fairfield	05/01/2003 – 04/30/2006
<b>ENVIRONMENTAL PROTECTION COMMISSION (Sec. 455A.6)</b>	
Donna Buell, Spirit Lake	05/01/2003 – 04/30/2007
Lisa Davis Cook, West Des Moines	05/01/2003 – 04/30/2007
Jerry Peckumn, Jefferson	05/01/2003 – 04/30/2007
Francis Thicke, Fairfield	05/01/2003 – 04/30/2007
Heidi Vittetoe, Washington	05/01/2003 – 04/30/2005
<b>IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD (Sec. 68B.32)</b>	
James Albert, Urbandale	05/01/2003 – 04/30/2009
Janet Carl, Grinnell	05/01/2003 – 04/30/2009
<b>IOWA FINANCE AUTHORITY (Sec. 16.2)</b>	
Kay Anderson, Le Mars	05/01/2003 – 04/30/2009
Carmela Brown, Urbandale	05/01/2003 – 04/30/2009

## BOARD FOR THE LICENSING AND REGULATION OF HEARING AID

## DISPENSERS (Sec. 154A.2-3)

Leslie Whippen, Des Moines	05/01/2003 – 04/30/2006
----------------------------	-------------------------

## IOWA HIGHER EDUCATION LOAN AUTHORITY (Sec. 261A.5)

John Hartung, Indianola	05/01/2003 – 04/30/2009
-------------------------	-------------------------

## DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES (Sec. 217.5)

Kevin Concannon, Scarborough, Maine	03/28/2003 – Pleasure of the Governor
-------------------------------------	---------------------------------------

## COUNCIL ON HUMAN SERVICES (Sec. 217.2)

Ruth Mosher, West Des Moines	05/01/2003 – 04/30/2009
------------------------------	-------------------------

## INFORMATION TECHNOLOGY COUNCIL (Sec. 14B.105)

Diane Kolmer, West Des Moines	05/01/2003 – 04/30/2007
-------------------------------	-------------------------

Mary Wegner, Des Moines	05/01/2003 – 04/30/2007
-------------------------	-------------------------

## COMMISSIONER OF INSURANCE (Sec. 505.2)

Therese Vaughan, West Des Moines	05/01/2003 – Pleasure of the Governor
----------------------------------	---------------------------------------

## IOWACCESS ADVISORY COUNCIL (Sec. 14B.201)

Quentin Boyken, West Des Moines	05/01/2003 – 04/30/2007
---------------------------------	-------------------------

Gail Flagel, Montezuma	05/01/2003 – 04/30/2007
------------------------	-------------------------

David Redlawsk, Iowa City	05/01/2003 – 04/30/2007
---------------------------	-------------------------

## CHIEF EXECUTIVE OFFICER OF THE IOWA PUBLIC EMPLOYEES

## RETIREMENT SYSTEM (Sec. 97B.3)

Donna M. Mueller, Boston, Massachusetts	02/01/2003 – Pleasure of the Governor
---	---------------------------------------

## INVESTMENT BOARD OF IPERS (Sec. 97B.8A)

David Creighton Sr., Clive	05/01/2003 – 04/30/2009
----------------------------	-------------------------

## STATE JUDICIAL NOMINATING COMMISSION (Sec. 46.1)

Mary Elgar, Mount Pleasant	03/06/2003 – 04/30/2007
----------------------------	-------------------------

Charles Follett, Clive	05/01/2003 – 04/30/2009
------------------------	-------------------------

Arthur Silva, Sioux City	05/01/2003 – 04/30/2009
--------------------------	-------------------------

## COMMISSION ON JUDICIAL QUALIFICATIONS (Sec. 602.2102)

Monroe Colston, West Des Moines	03/14/2003 – 04/30/2003
---------------------------------	-------------------------

Monroe Colston, West Des Moines	05/01/2003 – 04/30/2009
---------------------------------	-------------------------

Mary Russell-Curran, Cedar Rapids	05/01/2003 – 04/30/2009
-----------------------------------	-------------------------

## LANDSCAPE ARCHITECTURAL EXAMINING BOARD (Sec. 544B.3)

David Biehl, Iowa City	05/01/2003 – 04/30/2006
------------------------	-------------------------

## IOWA LAW ENFORCEMENT ACADEMY COUNCIL (Sec. 80B.6)

James Romar, West Des Moines	05/01/2003 – 04/30/2007
------------------------------	-------------------------

## IOWA LEWIS AND CLARK BICENTENNIAL COMMISSION (Sec. 15.221)

Mark Monson, Sergeant Bluff	05/01/2003 – 04/30/2006
-----------------------------	-------------------------

Wynema Morris, Walthill, Nebraska	05/01/2003 – 04/30/2006
-----------------------------------	-------------------------

Michele Walker, Red Oak	05/01/2003 – 04/30/2006
-------------------------	-------------------------

## COMMISSIONER OF THE IOWA LOTTERY (Sec. 99E.3)

Ed Stanek, Des Moines 05/01/2003 – Pleasure of the Governor

## LOTTERY BOARD (Sec. 99E.5)

Elaine Baxter, Burlington 05/01/2003 – 04/30/2007  
Michael McCoy, West Des Moines 05/01/2003 – 04/30/2007

## DIRECTOR OF THE DEPARTMENT OF MANAGEMENT (Sec. 8.4)

Cynthia Eisenhauer, Ankeny 05/01/2003 – Pleasure of the Governor

## BOARD OF MEDICAL EXAMINERS (Sec. 147.14(2))

Carole Frier, Des Moines 05/01/2003 – 04/30/2006  
Bruce Hughes, Des Moines 05/01/2003 – 04/30/2006  
Sally Schroeder, Ankeny 03/12/2003 – 04/30/2005  
Janece Valentine, Fort Dodge 05/01/2003 – 04/30/2006

## MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES COMMISSION

(Sec. 225C.56(1))

Christine Louscher, Algona 02/24/2003 – 04/30/2005

## MENTAL HEALTH RISK POOL BOARD (Sec. 426B.5(3))

Jacqueline Kibbie-Williams, Sheldon 02/25/2003 – 04/30/2003  
Jacqueline Kibbie-Williams, Sheldon 05/01/2003 – 04/30/2006  
Ralph Kremer, Aurora 05/01/2003 – 04/30/2006  
Andy Nielsen, Ankeny 05/01/2003 – 04/30/2006  
David Van Ningen, Rock Valley 02/25/2003 – 04/30/2003  
David Van Ningen, Rock Valley 05/01/2003 – 04/30/2006

## BOARD OF MORTUARY SCIENCE EXAMINERS (Sec. 147.14(1))

Ruth Ohde, Manning 05/01/2003 – 04/30/2006

## NATURAL RESOURCE COMMISSION (Sec. 455A.5)

Randy Duncan, Des Moines 05/01/2003 – 04/30/2009  
Richard Francisco, Lucas 05/01/2003 – 04/30/2009

## BOARD OF NURSING EXAMINERS (Sec. 147.14(3))

M. Ann Aulwes-Allison, Ottumwa 05/01/2003 – 04/30/2006

## STATE BOARD OF EXAMINERS FOR NURSING HOME ADMINISTRATORS

(Sec. 155.2)

Terry Cooper, Winterset 05/01/2003 – 04/30/2006  
Susan Frey, Villisca 05/01/2003 – 04/30/2006  
Daniel Larmore, Traer 05/01/2003 – 04/30/2006  
Mary Nielsen, Johnston 05/01/2003 – 04/30/2006  
Audrae Zoekler, Davenport 05/01/2003 – 04/30/2006

## BOARD OF OPTOMETRY EXAMINERS (Sec. 147.14(6))

Barbara Scheetz, West Des Moines 05/01/2003 – 04/30/2006  
Robert Weiland, Greenfield 05/01/2003 – 04/30/2006

## DIRECTOR OF THE DEPARTMENT OF PERSONNEL (Sec. 19A.1A)

Mollie Anderson, Indianola 05/01/2003 – Pleasure of the Governor

<b>IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD (Sec. 455G.4)</b>		
Cathy Rottinghaus, Cedar Falls		05/01/2003 – 04/30/2007
<b>BOARD OF PHARMACY EXAMINERS (Sec. 147.14(5))</b>		
Katherine Linder, Manson		05/01/2003 – 04/30/2006
Leman Olson, Mason City		05/01/2003 – 04/30/2006
<b>BOARD OF PHYSICAL AND OCCUPATIONAL THERAPY EXAMINERS (Sec. 147.14(10))</b>		
Helen McNurlen, Grinnell		05/01/2003 – 04/30/2006
<b>BOARD OF PHYSICIAN ASSISTANT EXAMINERS (Sec. 147.14(12))</b>		
Diane Cardwell, Ames		05/01/2003 – 04/30/2006
Mara Swanson, West Des Moines		05/01/2003 – 04/30/2006
Rita Taylor, Cedar Rapids		05/01/2003 – 04/30/2006
<b>BOARD OF PODIATRY EXAMINERS (Sec. 147.14(1A))</b>		
Ethel Campbell, Shannon City		05/01/2003 – 04/30/2006
Rickey Salocker, Fort Dodge		05/01/2003 – 04/30/2006
<b>PREVENTION OF DISABILITIES POLICY COUNCIL (Sec. 225B.3)</b>		
Kimberly Brangoccio, West Des Moines		05/01/2003 – 04/30/2006
James Grover, Sioux City		05/01/2003 – 04/30/2006
Mickey McDaniel, Ankeny		05/01/2003 – 04/30/2006
<b>BOARD OF PSYCHOLOGY EXAMINERS (Sec. 147.14(7))</b>		
Gerald Jorgensen, Dubuque		05/01/2003 – 04/30/2006
Ana Lopez-Dawson, Pella		05/01/2003 – 04/30/2006
<b>DIRECTOR OF PUBLIC HEALTH (Sec. 135.2)</b>		
Mary Mincer Hansen, Panora	03/28/2003 – Pleasure of the Governor	
<b>STATE RACING AND GAMING COMMISSION (Sec. 99D.5)</b>		
Diane Hamilton, Storm Lake		05/01/2003 – 04/30/2006
Joyce Jarding, Farley		05/01/2003 – 04/30/2006
<b>REAL ESTATE APPRAISER EXAMINING BOARD (Sec. 543D.4)</b>		
David Erickson, West Des Moines		05/01/2003 – 04/30/2006
Barbara Leestamper, Waterloo		05/01/2003 – 04/30/2006
Karen Oberman, Waukee		05/01/2003 – 04/30/2006
<b>REAL ESTATE COMMISSION (Sec. 543B.8)</b>		
Laurie Dawley, Walford		05/01/2003 – 04/30/2006
James Hughes, Independence		05/01/2003 – 04/30/2006
<b>STATE BOARD OF REGENTS (Sec. 262.1-2)</b>		
Neala Arnold, Bettendorf		05/01/2003 – 04/30/2009
Robert Downer, Iowa City		05/01/2003 – 04/30/2009
John Forsyth, West Des Moines		05/01/2003 – 04/30/2009

RENEWABLE FUELS AND COPRODUCTS ADVISORY COMMITTEE (Sec. 159A.4)  
Karen Andersen-Schank, Des Moines 05/01/2003 – 04/30/2006  
Greg Hayes, Ottumwa 05/01/2003 – 04/30/2006

STATE BOARD FOR RESPIRATORY CARE (Sec. 147.14(15))  
Sally Steffen, Ottumwa 05/01/2003 – 04/30/2006  
Robert Zeman, Solon 05/01/2003 – 04/30/2006

SCHOOL BUDGET REVIEW COMMITTEE (Sec. 257.30)  
Wayne Drexler, Dyersville 05/01/2003 – 04/30/2006

BOARD OF SOCIAL WORK EXAMINERS (Sec. 147.14(1))  
Thomas Capshew, Reinbeck 05/01/2003 – 04/30/2006  
Joan Hester, Honey Creek 05/01/2003 – 04/30/2006

STATE SOIL CONSERVATION COMMITTEE (Sec. 161A.4)  
Jean Eells, Webster City 05/01/2003 – 04/30/2009  
Todd Scott, Iowa City 05/01/2003 – 04/30/2009  
James Tobin, New Market 05/01/2003 – 04/30/2009

BOARD OF SPEECH PATHOLOGY AND AUDIOLOGY EXAMINERS (Sec. 147.14(9))  
Becky Vilda, Iowa City 05/01/2003 – 04/30/2006  
Douglas Walter, Bettendorf 05/01/2003 – 04/30/2006  
Kent Webb, Red Oak 05/01/2003 – 04/30/2006

STATE BOARD OF TAX REVIEW (Sec. 421.1)  
Steven Richardson, Indianola 05/01/2003 – 04/30/2009

TITLE GUARANTY DIVISION BOARD (Sec. 16.2)  
Walter Murphy, New Hampton 05/01/2003 – 04/30/2009

COMMISSION ON TOBACCO USE PREVENTION AND CONTROL (Sec. 142A.3)  
Annette Bair, Clive 05/01/2003 – 04/30/2006  
Scott Havens, Norwalk 05/01/2003 – 04/30/2006  
Marvin Jenkins, Urbandale 05/01/2003 – 04/30/2006

STATE TRANSPORTATION COMMISSION (Sec. 307.3)  
Jeffrey Danielson, Waterloo 05/01/2003 – 04/30/2007

CHAIR OF THE UTILITIES BOARD (Sec. 474.1)  
Diane Munns, Des Moines 05/01/2003 – 04/30/2005

UTILITIES BOARD (Sec. 474.1)  
Diane Munns, Des Moines 05/01/2003 – 04/30/2009

COMMISSION OF VETERANS AFFAIRS (Sec. 35A.2)  
Mildred Dawson, Cedar Rapids 05/01/2003 – 04/30/2007  
Laurel Phipps, Marshalltown 02/17/2003 – 04/30/2006

IOWA BOARD OF VETERINARY MEDICINE (Sec. 169.5)  
Anne Duffy, Cedar Rapids 05/01/2003 – 04/30/2006  
Leslie Hemmingson, Le Mars 05/01/2003 – 04/30/2006

CHAIR OF VISION IOWA BOARD (Sec. 15F.102)	
Michael Gartner, Des Moines	05/01/2003 – 04/30/2006
VISION IOWA BOARD (Sec. 15F.102)	
Marvin Berenstein, Sioux City	05/01/2003 – 04/30/2006
Lorna Burnside, Storm Lake	05/01/2003 – 04/30/2006
Libby Slappey, Cedar Rapids	05/01/2003 – 04/30/2006
ADMINISTRATOR OF THE DIVISION ON THE STATUS OF WOMEN (Sec. 216A.2)	
Charlotte Nelson, Des Moines	05/01/2003 – Pleasure of the Governor
WORKERS' COMPENSATION COMMISSIONER (Sec. 86.1)	
Michael Trier, Ankeny	05/01/2003 – 04/30/2009
IOWA WORKFORCE DEVELOPMENT BOARD (Sec. 84A.1A)	
Benjamin Duehr, Dubuque	05/01/2003 – 04/30/2007
Sarah Falb, West Union	05/01/2003 – 04/30/2007

BY THE ATTORNEY GENERAL

CONSUMER ADVOCATE (Sec. 2.32(1))	
John R. Perkins, Des Moines	05/01/2003 – 04/30/2007

BY THE IOWA DEPARTMENT OF  
AGRICULTURE AND LAND STEWARDSHIP

GRAPE AND WINE DEVELOPMENT COMMISSION (Sec. 175A.2)	
Benjamin Jung, West Des Moines	07/01/2003 – 06/30/2006

BY THE IOWA TELECOMMUNICATIONS  
AND TECHNOLOGY COMMISSION

EXECUTIVE DIRECTOR OF THE IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION (Sec. 8D.4)	
John P. Gillispie, Johnston	12/10/2002 – Pleasure of the Commission

**The appointments were referred to the committee on Rules and Administration.**

**GOVERNOR'S DEFERRAL LETTERS**

The following letters from the Governor were received in the office of the Secretary of the Senate on March 15, 2003:

Pursuant to Iowa Code section 2.32(4), the appointment for the Commission on Community Action Agencies vacancy, formerly held by Ethel Campbell, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Commission on Community Action Agencies vacancy, formerly held by Loren Wakefield, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Iowa Empowerment Board vacancy, formerly held by Kevin Cameron, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Iowa Empowerment Board vacancy, formerly held by Clemmye Jackson, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Health Facilities Council vacancy, formerly held by Joseph Ryan, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Human Services Council vacancy, formerly held by Margaret Guhin, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the IowaAccess Advisory Council vacancy, formerly held by Marsha Carter, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Landscape Architectural Examining Board vacancy, formerly held by Catherine Brown, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Board of Examiners for Massage Therapy vacancy, formerly held by Debra Brooks, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Board of Mortuary Science Examiners vacancy, formerly held by Diane Palmer, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Board of Nursing Examiners vacancy, formerly held by Patrick Greenwood, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Renewable Fuels and Coproducts Advisory Committee vacancy, formerly held by David Holmes, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Small Business Advisory Council vacancy, formerly held by James Davis, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Small Business Advisory Council vacancy, formerly held by Denise Essman, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Small Business Advisory Council vacancy, formerly held by Frances Fleck, is being deferred because no appropriate candidate has been found for this position at this time.

Pursuant to Iowa Code section 2.32(4), the appointment for the Commission of Veterans Affairs vacancy, formerly held by Jesse Rodriguez, is being deferred because no appropriate candidate has been found for this position at this time.

Sincerely,  
THOMAS J. VILSACK  
Governor

### CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Ryan Abbas, Ackley — For achieving the rank of Eagle Scout. Senator McKibben (3/19/03).

Tom and Margaret Ericson, Sioux City — For your 60th wedding anniversary. Senator Warnstadt (3/19/03).

### PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Women from the First United Methodist Church in Cedar Falls, accompanied by Diane Snead. Senator Redfern.

### BILL ASSIGNED TO COMMITTEE

President Kramer announced that [House File 446](#) was assigned to the **Commerce** committee.

### REPORTS OF COMMITTEE MEETINGS

#### APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

**Convened:** March 18, 2003, 3:10 p.m.

**Members Present:** Miller, Chair; Angelo, Vice Chair; Fraise, Ranking Member; Hosch and Kreiman.

**Members Absent:** None.

**Committee Business:** Discussion regarding the committee appropriations bill.

**Adjourned:** 4:15 p.m.

**APPROPRIATIONS**

**Convened:** March 19, 2003, 2:10 p.m.

**Members Present:** Lamberti, Chair; Kramer, Vice Chair; Dvorsky, Ranking Member; Behn, Black, Bolkcom, Connolly, Dotzler, Fraise, Gaskill, Hatch, Horn, Houser, McKibben, McKinley, Miller, Schuerer, Seng, Seymour, Shull, Sievers, Tinsman, Veenstra, Warnstadt, and Zieman.

**Members Absent:** None.

**Committee Business:** Passed [SF 375](#) and approved SSBs 1154 and 1176.

**Adjourned:** 2:30 p.m.

**WAYS AND MEANS**

**Convened:** March 19, 2003, 1:10 p.m.

**Members Present:** McKibben, Chair; Shull, Vice Chair; Bolkcom, Ranking Member; Angelo, Connolly, Dotzler, Hosch, Lamberti, Larson, McKinley, Miller, Quirnbach, Rehberg, Seng, Sievers, and Stewart.

**Members Absent:** McCoy (excused).

**Committee Business:** Passed SFs 237, 268 (as amended), and 404 and [HF 304](#).

**Adjourned:** 1:50 p.m.

**INTRODUCTION OF RESOLUTIONS**

**[Senate Concurrent Resolution 10](#)**, by Tinsman, a concurrent resolution designating the Iowa tartan and the Iowa dress tartan as the official state tartan.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

**[Senate Concurrent Resolution 11](#)**, by Boettger, a concurrent resolution urging the United States Congress to act to remove trade, financial, and travel restrictions relating to Cuba.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

## INTRODUCTION OF BILL

[Senate File 424](#), by committee on Appropriations, a bill for an act relating to urban renewal indebtedness reporting and providing an effective date.

Read first time under Rule 28 and **placed on Appropriations calendar.**

## STUDY BILLS RECEIVED

**[SSB 1176](#)      **Appropriations****

Relating to urban renewal indebtedness reporting and providing an effective date.

**[SSB 1177](#)      **Appropriations****

Relating to a competitively bid contract to provide services and equipment to school districts to reduce school bus engine emissions and enhance school bus engine efficiency, and making an appropriation.

## SUBCOMMITTEE ASSIGNMENTS

**[Senate Concurrent Resolution 10](#)**

RULES AND ADMINISTRATION: Iverson, Chair; Gronstal and Kramer

**[Senate Resolution 22](#)**

RULES AND ADMINISTRATION: Iverson, Chair; Gronstal and Kramer

**[Senate Resolution 23](#)**

RULES AND ADMINISTRATION: Iverson, Chair; Gronstal and Kramer

**[Senate File 289](#)**

JUDICIARY: Tinsman, Chair; Holveck and Kettering

**[Senate File 305](#)**

JUDICIARY: Redfern, Chair; Kreiman and Larson

[Senate File 330](#)

JUDICIARY: Lamberti, Chair; Miller and Quirnbach

[Senate File 331](#)

JUDICIARY: Larson, Chair; Boettger and Fraise

[Senate File 347](#)

JUDICIARY: Putney, Chair; Kettering and McCoy

[Senate File 391](#)

APPROPRIATIONS: Houser, Chair; Fraise and Gaskill

[Senate File 423](#)

COMMERCE: Angelo, Chair; Warnstadt and Wieck

[House Joint Resolution 5](#)

NATURAL RESOURCES AND ENVIRONMENT: Johnson, Chair; Miller and Seng

[House File 85](#)

NATURAL RESOURCES AND ENVIRONMENT: Dearden, Chair; Drake and Lundby

[House File 349](#)

JUDICIARY: Boettger, Chair; Horn and Miller

[House File 380](#)

AGRICULTURE: Johnson, Chair; Houser and Ragan

[House File 386](#)

HUMAN RESOURCES: Behn, Chair; Boettger and Holveck

[House File 389](#)

HUMAN RESOURCES: Seymour, Chair; Kreiman and Schuerer

[House File 390](#)

ECONOMIC GROWTH: Putney, Chair; Rehberg and Stewart

[House File 391](#)

COMMERCE: Sievers, Chair; Angelo and Warnstadt

[House File 392](#)

ECONOMIC GROWTH: Larson, Chair; Beall and Veenstra

[House File 395](#)

COMMERCE: Redfern, Chair; Behn and Stewart

[House File 396](#)

HUMAN RESOURCES: Veenstra, Chair; Horn and Tinsman

[House File 411](#)

NATURAL RESOURCES AND ENVIRONMENT: Johnson, Chair; Kettering and Seng

[House File 446](#)

COMMERCE: Behn, Chair; Beall and Sievers

[House File 456](#)

STATE GOVERNMENT: Black, Chair; Schuerer and Shull

[House File 472](#)

APPROPRIATIONS: Seymour, Chair; Hatch and Lamberti

[House File 506](#)

ECONOMIC GROWTH: Rehberg, Chair; Dotzler and Seymour

[House File 529](#)

HUMAN RESOURCES: Tinsman, Chair; Horn and Hosch

[House File 543](#)

COMMERCE: Angelo, Chair; Schuerer and Warnstadt

[SSB 1176](#)

APPROPRIATIONS: Lamberti, Chair; Dvorsky and Kramer

[SSB 1177](#)

APPROPRIATIONS: Lamberti, Chair; Dvorsky and Kramer

## COMMITTEE REPORTS

## APPROPRIATIONS

**Final Bill Action:** [SENATE FILE 375 \(SSB 1128\)](#), a bill for an act relating to enforcement enhancements relative to certain tobacco product manufacturers, providing appropriations and penalties, and providing effective dates.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 25: Lamberti, Kramer, Dvorsky, Behn, Black, Bolkcom, Connolly, Dotzler, Fraise, Gaskill, Hatch, Horn, Houser, McKibben, McKinley, Miller, Schuerer, Seng, Seymour, Shull, Sievers, Tinsman, Veenstra, Warnstadt, and Zieman. Nays, none. Absent, none.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

## ALSO:

**Final Bill Action:** [SENATE FILE 424 \(SSB 1176\)](#), a bill for an act relating to urban renewal indebtedness reporting and providing an effective date.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 25: Lamberti, Kramer, Dvorsky, Behn, Black, Bolkcom, Connolly, Dotzler, Fraise, Gaskill, Hatch, Horn, Houser, McKibben, McKinley, Miller, Schuerer, Seng, Seymour, Shull, Sievers, Tinsman, Veenstra, Warnstadt, and Zieman. Nays, none. Absent, none.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

## WAYS AND MEANS

**Final Bill Action:** [SENATE FILE 237 \(SSB 1081\)](#), a bill for an act relating to fees charged to certain private water supply contractors, establishing a private water supply system account within the water quality protection fund, and appropriating moneys in the account.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 15: McKibben, Shull, Bolkcom, Angelo, Connolly, Dotzler, Hosch, Lamberti, Larson, Miller, Quirnbach, Rehberg, Seng, Sievers, and Stewart. Nays, none. Absent, 2: McCoy and McKinley.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

## ALSO:

**Final Bill Action:** [SENATE FILE 404 \(SSB 1037\)](#), a bill for an act relating to provision of telecommunications services by municipal utilities, including discovery of competitive information, permitted loans, and making related changes.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 9: McKibben, Shull, Angelo, Hosch, Lamberti, Larson, McKinley, Miller, and Sievers. Nays, 4: Bolkom, Connolly, Dotzler, and Stewart. Present, 2: Quirnbach and Rehberg. Absent, 2: McCoy and Seng.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

**ALSO:**

**Final Bill Action:** [HOUSE FILE 304](#), a bill for an act relating to the payment by a county of the agricultural land tax credit and reimbursement to the county of its payment and providing an effective date.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 15: McKibben, Shull, Bolkom, Angelo, Connolly, Dotzler, Hosch, Lamberti, Larson, Miller, Quirnbach, Rehberg, Seng, Sievers, and Stewart. Nays, none. Absent, 2: McCoy and McKinley.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

### EXPLANATION OF VOTE

MADAM PRESIDENT: I was necessarily absent from the Senate chamber on March 19, 2003, when the vote was taken on the confirmation of Michael Ralston as the Director of Revenue and Finance. Had I been present, I would have voted "Yea."

BOB BRUNKHORST

### AMENDMENTS FILED

<a href="#">S-3064</a>	<a href="#">S.F. 327</a>	Mike Connolly
<a href="#">S-3065</a>	<a href="#">S.F. 297</a>	Kitty Rehberg
<a href="#">S-3066</a>	<a href="#">S.F. 275</a>	Neal Schuerer
		Jerry Behn
<a href="#">S-3067</a>	<a href="#">S.F. 327</a>	Jeff Lamberti
<a href="#">S-3068</a>	<a href="#">S.F. 327</a>	Jeff Lamberti